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**DIRECTOR OFFICE
TECHNOLOGY CENTER 2600**

In re Application of: :
SHELDON BREINER :
Application No. 10/059,901 : DECISION ON PETITION TO
Filed: January 28, 2002 : MAKE SPECIAL
For: KIT FOR RECORDING OR : 37 CFR 1.102
TRANSMITTING INFORMATION OF A :
NOTE IN FREEHAND :

This is a decision on the petition under 37 C.F.R. §1.102, filed January 28, 2002, to make the above-identified application special.

Petitioner requests that the above-identified application be made special under the accelerated examination procedure set forth in M.P.E.P. §708.02, Section IV: Applicant's Age.

A grantable petition to make special under 37 C.F.R. §1.102 and in accordance with M.P.E.P. §708.02, IV must include a showing, as by a birth certificate or applicant's statement, that the applicant is sixty five (65) years of age or more. No fee is required for this petition.

The petition includes a declaration showing that he is sixty five (65) years of age or more.

Accordingly, the petition is GRANTED.

The application is being forwarded to the examiner for expedited prosecution.

If the examiner can make this application special without prejudice to any possible interfering applications, and he should make a rigid search for such, he is authorized to do so for the next action. Should the application be rejected, the application will not be considered special for the subsequent action unless the applicant promptly makes a bona fide effort to place the application in condition for allowance, even if it is necessary to have an interview with the examiner to accomplish this purpose.

If the examiner finds any interfering application for the same subject matter, she should consider such application simultaneously with this application and should state in the official letter of such application that she is taking it out of its turn because of possible interference.

Should an appeal be taken in this application or should this application becomes involved in an interference, consideration of the appeal and the interference will be expedited by all Patent and Trademark Office officials concerned, contingent likewise upon diligent prosecution by the applicant.

The petition is **GRANTED** the extent indicated.



Kenneth A. Wieder
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